

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Edward Tsigel	Team: Squad #4	CCRB Case #: 201903264	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 04/16/2019 9:23 AM	Location of Incident: 105th Precinct stationhouse	Precinct: 105	18 Mo. SOL 10/16/2020	EO SOL 6/2/2021	
Date/Time CV Reported Tue, 04/16/2019 9:42 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 04/16/2019 9:42 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POF Jazzlyn Farrell	13453	962394	105 PCT
2. SGT Thomas Oconnor	2154	946069	105 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POF Jazzlyn Farrell	Abuse: Police Officer Jazzlyn Farrell did not process § 87(2)(b) s complaint regarding an officer.	
B.SGT Thomas Oconnor	Abuse: Sergeant Thomas O'Connor did not process § 87(2)(b) s complaint regarding an officer.	

### Case Summary

On April 16, 2019, § 87(2)(b) called the CCRB and filed this complaint.

On April 16, 2019, at approximately 9:23 AM, § 87(2)(b) went to the 105th Precinct stationhouse at 92-08 222nd Street in Queens and spoke with Police Officer Jazzlyn Farrell and Sergeant Thomas O'Connor, both of the 105th Precinct, from whom he requested to file a complaint. PO Farrell and Sgt. O'Connor both allegedly refused to file his complaint (**Allegation A and B – Abuse of Authority** – § 87(2)(g)).

The CCRB received stationhouse footage of this incident (BR 04)(BR 05).

### Findings and Recommendations

**Allegation (A) Police Officer Jazzlyn Farrell did not process § 87(2)(b)'s complaint regarding an officer.**

**Allegation (B) Sergeant Thomas O'Connor did not process § 87(2)(b)'s complaint regarding an officer.**

§ 87(2)(b) alleged that he went to the 105th Precinct stationhouse to file a complaint regarding a summons that he was issued earlier in the day (BR 01). § 87(2)(b) walked up to PO Farrell and told her that he wanted to file a complaint. PO Farrell responded by telling him that he could not come into the stationhouse and that he would have to go to court to respond to the summons. § 87(2)(b) left, but returned shortly after, at which point PO Farrell allowed him to go inside. § 87(2)(b) told Sgt. O'Connor that he had a complaint regarding an officer and asked Sgt. O'Connor to process the complaint. Sgt. O'Connor provided § 87(2)(b) with a piece of paper that had the CCRB telephone number written on it. Sgt. O'Connor did not provide § 87(2)(b) any other options to file the complaint or offer to file the complaint for him.

PO Farrell stated that § 87(2)(b) never told her that he wanted to file a complaint (BR 02). Instead, § 87(2)(b) requested to speak to a supervisor and PO Farrell brought him inside the stationhouse to speak with Sgt. O'Connor, the desk sergeant at the time. PO Farrell thought that § 87(2)(b) initially left the stationhouse because he had been parked illegally. When § 87(2)(b) returned, PO Farrell brought him inside and then left. PO Farrell did not hear the conversation between § 87(2)(b) and Sgt. O'Connor.

Sgt. O'Connor did not recall the interaction that he had with § 87(2)(b) (BR 03). Sgt. O'Connor was shown footage from the stationhouse and identified himself as the officer shown interacting with § 87(2)(b) but did not recall the incident. Sgt. O'Connor did not recall what § 87(2)(b)'s complaint was about, what his conversation with § 87(2)(b) was about, or what information he provided to § 87(2)(b).

Between 53:40 and 55:57 of the footage from outside of the stationhouse, § 87(2)(b) is seen walking up to PO Farrell, having a conversation, and then walking away (BR 05). At 59:55, § 87(2)(b) is seen walking back to PO Farrell. There is no audio component for the footage.

Between 5:06 and 7:10 of footage from the stationhouse lobby, Sgt. O'Connor is seen walking up to § 87(2)(b) having a conversation, and leaving the lobby (BR 04). At 8:03, Sgt. O'Connor returns, hands § 87(2)(b) a piece of paper, and escorts him out of the stationhouse. There is no audio component for the footage.

§ 87(2)(g)

### Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been party (BR 06).
- PO Farrell has been a member of service for three years and this is the first CCRB complaint to which she has been a subject.

- Sgt. O'Connor has been a member of service for twelve years and has one prior complaint against him which was withdrawn.

- § 87(2)(g)

**Mediation, Civil and Criminal Histories**

- This complaint was not suitable for mediation.
- As of December 13, 2019, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards this to this complaint (BR 08).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

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Squad No.: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature                      Print Title & Name                      Date

Squad Leader: \_\_\_\_\_  
Signature                      Print Title & Name                      Date

Reviewer: \_\_\_\_\_  
Signature                      Print Title & Name                      Date